REMARKS

The examiner's rejection of claim 89 is respectfully traversed for at least the following reasons. Menard does not teach receiving, monitoring, and storing one video transmission on a receiver while tuning the receiver to display another, different video transmission, and switching from a tuned transmission to display the monitored transmission. Furthermore, Menard is not silent with respect to storing.

Menard discloses two embodiments of his system. In the first embodiment, only one video stream is received.[1] Namely, a broadcast signal is received and a program data stream and program signals are separated therefrom.[2] Thus, this embodiment does not teach or suggest two different video transmissions. This understanding of Menard's first embodiment is supported by the example that he gives in his disclosure. For instance, according to Menard's example, *a television* viewer may want to watch a movie. Therefore, he or she sets his or her *computer* to beep when certain keywords are spoken.[3] Thus, the user is alerted through his or her computer after which the user may go to his or her television receiver to tune in. From this, it is submitted that Menard's first embodiment does not teach or suggest receiving, monitoring, and storing one video transmission on a receiver while tuning the receiver to display another, different video transmission or switching from a tuned transmission to display a monitored transmission.

Menard's second embodiment, which is shown in Figure 9, may be programmed to watch multiple channels simultaneously. But each channel has its own processing system as described with respect to Figure 9.[4] As shown in Figure 9, the processing system includes a live display. Thus, according to Menard, each channel would have its own live display. This teaches away from switching channels to display one or the other—they would both be displayed.

Alternatively and/or additionally, any modification of Menard in view of Daniels would either change the principle by which Menard operates or render Menard inoperable for its intended purpose, or both. That is, a modification of Menard would have to enable Menard to

---

[1] *See, e.g.,* Figures 1, 2, and 5.
[2] Page 3, lines 6-8.
[3] Page 11, lines 18-21.
[4] Page 17, lines 29-31.

2

continue monitoring each received channel for key words. Menard does so by treating each channel separately.

For the same reason, it is also believed that Menard is not silent regarding storage of another video transmission. For instance, in the embodiment shown in Figure 9, a channel may be stored in a computer file or on a VCR tape. If there is a pattern match, a delayed feed may be sent to the live display *or* storage.[5] Thus, Menard teaches a solution for storage in response to finding a key word on two different channels. His solution enables viewing or storage of both channels where there is a key word match. Modification in view of Daniels would destroy that feature of Menard. Thus, there is no reason to modify Menard in view of Daniels.

Furthermore, in Menard's second embodiment, he provides access to the buffered signals at any time in point in the buffers depending upon the user's settings.[6] Menard does not disclose the same ability if the signals are stored elsewhere. In fact, in Menard's first embodiment, retrieval from a mass storage device is sometime after capture, using an SQL-like query.[7] There is no reason to believe that the second embodiment is different in that retrieval from mass storage can only be had after completion of clip storage and not before. Thus, even if Menard contemplated switching channels, which he does not, retrieval would be from the delayed buffer, which would have been overwritten by the time the user viewed a replay on a different channel. The user could not see what he missed at that time.

De Saint Marc does not cure the deficiency of Menard. For example, in De Saint Marc, signals are time-delayed before being multiplexed for transmission to a user system. Thus, if the user changes channels, and then changes back to the original channel, the decoder simply returns to the original channel.[8] Accordingly, the user misses some of the action in the original channel.

For all of these reasons, claim 89 and claims dependent thereon are believed to be patentable over Menard in view of Daniels and De Saint Marc.

Under a similar analysis, independent claims 99 and 107 and claims dependent thereon are also patentable over the cited references.

---

[5] Page 16, lines 13-24.
[6] Id.
[7] *See, e.g.,* page 12, lines 4-8.
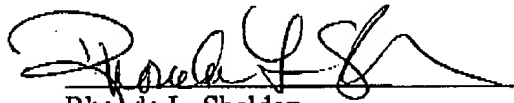[8] *See* paragraph 63.

3

CONCLUSION

In view of the amendments and remarks herein, the application is believed to be in condition for allowance. The Examiner's prompt action in accordance therewith is respectfully requested.

The commissioner is authorized to charge any additional fees, including extension of time fees, or credit any overpayment to Deposit Account No. 20-1504 (ITL.0319US).

Respectfully submitted,

Date: __February 28, 2006__

Rhonda L. Sheldon
Registration No. 50,457
TROP, PRUNER & HU, P.C.
8554 Katy Freeway, Ste. 100
Houston, Texas 77024
713/468-8880 [Phone]
713/468-8883 [Fax]

Attorneys for Intel Corporation

Customer No. 21906

4